PATENT

Attorney Docket No. IBM/02B Confirmation No. 9272

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Joseph Phillip Bigus et al.

Art Unit:

3621

Serial No.:

09/431,833

Examiner:

Firmin Backer

Filed:

Atty. Docket No.: RO996-054L

For:

November 2, 1999

INTELLIGENT AGENT WITH NEGOTIATION CAPABILITY AND METHOD OF

NEGOTIATION THEREWITH

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed June 22, 2005 finally rejecting claims 54-63 and 104-116.

The item(s) checked below are appropriate:

	A check in the amount of \$_			is attached.		
	2. <u>X</u>	Appeal Fee:	<u>xxx</u>	Other than a small entity Fee: \$500 Small Entity Status previously Fee: \$ Requested and is still proper Small Entity Status Requested Fee: \$	<u>).00</u> 	
	3. <u>X</u>	Payment	xxx	Check attached for the sum of \$\frac{\\$}{200.00}\$ and any de any overpayment to Deposit Account No. 23-	-	
09/23/2005 01 FC:1401	Wood, Herron & Evans, L.L.P. 2700 Carew Tower			By: Scott A. Stinebruner Reg. No. 38,323	<u>#</u>	
	441 Vine Street Cincinnati, Ohio 45202 Telephone: (513) 241-2324 Facsimile: (513) 241-6234			Date: 22 589 20	<u>85</u>	

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence and the enclosures noted herein (8 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Firmin Backer. Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at 571-273-8300 on September 22, 2005.

September 22 2005 Judith L. Volk

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